

PATENT  
Customer No. 24024  
Attorney Docket No. 22727/04075

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Christoph Plass

Application No.: 09/775,398

Filed: January 31, 2001

For: Detection of Methylated CpG  
Rich Sequences Diagnostic for  
Malignant Cells

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)  
) Group Art Unit: 1634  
)  
) Examiner: Carla J. Myers  
)  
) Attorney Docket No.: 22727/04075  
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)  
)

Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 CFR §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO/SB/08A and PTO/SB/08B. This Information Disclosure Statement is being filed within three months of the filing date of a Request for Continued Examination in this application. Under the provisions of 37 C.F.R. § 1.97(b), no fee is due. Also attached for the Examiner's convenience is a copy of the European Search Report received in 02709295.6. All documents cited within this search report are also provided and listed on form PTO/SB/08A and PTO/SB/08B.

Copies of the listed documents are attached. Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or

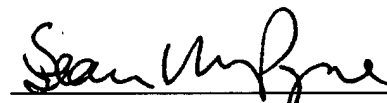
constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicant determines that the cited documents do not constitute "prior art" under United States law, applicant reserves the right to present to the office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of the Statement, please charge the fee to our deposit account number 03-0172.

Respectfully submitted,

Date: September 24, 2004



Sean C. Myers-Payne

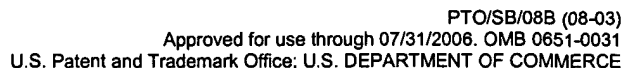
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Substitute for form 1040/PT/02M

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

Sheet	2	of	2
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Application Number	09/775,398
Filing Date	January 31, 2001
First Named Inventor	Christoph Plass
Art Unit	1634
Examiner's Name	Carla J. Myers
Attorney Docket Number	22727/04075

[illegible]

<sup>2</sup> Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

***If you need assistance in completing this form, call 1-800-PTO-9199 (1-800-786-9199) and election option 2.***